## CERTIFICATE OF TRANSMISSION

PATENT APPLICATION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (571) 273-8300 Attorney Docket No.

A0489~US-NP

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6/7/2007 Date

Cora M. Utley

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF APPEALS AND INTERFERENCES

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JUN 0 7 2007

in re application of:

Jaan Noolandi et al.

Application No.:

09/740,209

Group Art Unit:

3731

Confirmation No.: 4337

Filed:

12/18/2000

Examiner:

Glenn K. Dawson

For:

INHALER THAT USES FOCUSED ACQUSTIC WAVES TO DELIVER A PHARMACEUTICAL

PRODUCT

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

 $\boxtimes$ 

Customer No.: 35490

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the Office Action dated 1/9/2007 of the Examiner twice or finally rejecting claim(s) 1-7, 9-17, 19 and 21-26

The items checked below are appropriate:

A response to the final rejection has been filed.

2. Please charge the Appeal Fee of \$500.00 to Deposit Account No. 24-0025 (An additional copy of this Notice is enclosed herewith.)

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3. A Petition for Extension of Time is enclosed.

4. This constitutes a request for any needed extension of time and an authorization to charge all fees therefor to the above Deposit Account, if not otherwise specifically

requested.

Kent M. Chen

Signature under 37 CFR 1.191(b)

Registration No. 39,630

Telephone No. 714-565-1158

Date:

June 7, 2007

06/08/2007 TL0111

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